

**Mississippi Secretary of State**  
700 North Street P. O. Box 136, Jackson, MS 39205-0136

**ADMINISTRATIVE PROCEDURES NOTICE FILING**

AGENCY NAME Mississippi Commission on Environmental Quality Mississippi Department of Environmental Quality		CONTACT PERSON Ted Lampton	TELEPHONE NUMBER 601-961-5573	
ADDRESS P.O. Box 2261		CITY Jackson	STATE MS	ZIP 39225
EMAIL ted_lampton@deq.state.ms.us	Submit Date 12-15-10	Name or number of rule(s): "Licensing of Water Well Contractors", LW-3		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: Proposed amendments to LW-3 to make the regulations consistent with the requirements of State House Bill No. 432 as passed in the regular 2010 Legislative Session, to require four hours of continuing education each year as a condition of license renewal. The amendments set forth the requirements for education providers to obtain approval; and sets forth eligibility requirements for educational material.

Specific legal authority authorizing the promulgation of rule: Miss. Code Ann. §§51-5-1(2), 51-5-5(1)(f), 51-3-25, and 49-2-9(1)(b) (Rev. 2003)

List all rules repealed, amended, or suspended by the proposed rule: LW-3

**ORAL PROCEEDING:**

☒ An oral proceeding is scheduled for this rule on: Date: February 3, 2011 Time: 4:00 p.m. Place: Mississippi Department of Environmental Quality, 515 E. Amite St., Jackson, MS 39201

☐ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

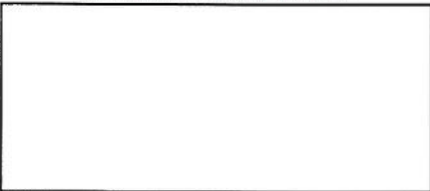
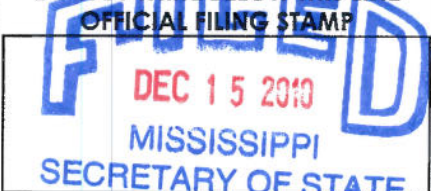

**ECONOMIC IMPACT STATEMENT:**

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	<b>Action proposed:</b> _____ New rule(s) <u>X</u> Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference <b>Proposed final effective date:</b> <u>X</u> 30 days after filing _____ Other (specify): _____	<b>Date Proposed Rule Filed:</b> _____ <b>Action taken:</b> _____ Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed <b>Effective date:</b> _____ 30 days after filing _____ Other (specify): _____

Printed name & Title of person authorized to file rules: Theodore D. Lampton, III, Senior Attorney, MDEQ

Signature of person authorized to file rules: Ted Lampton

<b>OFFICIAL FILING STAMP</b> 	<b>DO NOT WRITE BELOW THIS LINE</b> <b>OFFICIAL FILING STAMP</b> 	<b>OFFICIAL FILING STAMP</b> 
Accepted for filing by _____	Accepted for filing by <u>CB 17489</u>	Accepted for filing by _____

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.